

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**January 9, 1998**

**DIVISION ONE**

B11810      Los Angeles County, D.C.S.                      (Not for Publication)  
                 v.  
                 Anna W.  
                 In re Steven Z., a minor.

The order under review is affirmed.

Masterson, J.

We concur:   Ortega, Acting P.J.  
                 Vogel (Miriam A.), J.

B114783      People    (Not for Publication)  
                 v.  
                 Ralph S.

The order declaring wardship is affirmed.

Masterson, J.

We concur:   Spencer, P.J.  
                 Ortega, J.

B113298      People    (Not for Publication)  
                 v.  
                 Farmer

The judgment is affirmed.

Masterson, J.

We concur:   Ortega, Acting P.J.  
                 Vogel (Miriam A.), J.

DIVISION ONE (Continued)

B105458      Nat'l Union Fire Ins. Co. etc.      (Not for Publication)

v.

Pro Express, Inc. etc., et al.

The judgment is affirmed.

Dunn, J. (Assigned)

We concur:    Spencer, P.J.  
                         Ortega, J.

DIVISION TWO

B115040      Lewis      (Certified for Publication)

v.

Superior Court, Los Angeles County  
(The People, r.p.i.)

Let a writ of mandate issue directing the respondent court to issue an order directing the clerk of the superior court to accept for filing the notice of appeal filed March 7, 1997.

Boren, P.J.

We concur:    Fukuto, J.  
                         Nott, J.

B116512      Leticia V.      (Not for Publication)

v.

Superior Court, Los Angeles County  
(L.A. County Department of Children & Family Services, r.p.i.)

The petition for writ of mandate is denied, and the order to show cause is dismissed.

Fukuto, Acting P.J.

We concur:    Nott, J.  
                         Zebrowski, J.

January 9, 1998-Continued

DIVISION THREE

B109081 People (Not for Publication)

V.  
Lubinsky

The judgment is affirmed.

Klein, P.J.

We concur: Aldrich, J.  
Aranda, J. (Assigned)

B111485      Los Angeles County, D.C.S.      (Not for Publication)

V.  
Martha N.

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.  
Kitching, J.

B100223 Torres (Not for Publication)

v.  
Dept. of Industrial Relations of the State of California

The judgment is affirmed. The Department to recover costs on appeal.

Klein, P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

### January 9, 1998-Continued

### DIVISION THREE (Continued)

B105232      Ruoff      (Not for Publication)  
v.  
Peters-Falato

The order is affirmed. The father to recover costs on appeal.

Klein, P.J.

We concur:   Croskey, J.  
                      Aldrich, J.

DIVISION FIVE

B108167      People                                  (Not for Publication)  
v.  
Christopher Gregory

The abstract of judgment is modified as follows: (1) on count 4, a consecutive term of two years and eight months is imposed; (2) on count 5, a consecutive term of two years and eight months is imposed; (3) on count 8, the personal use enhancement is struck; (4) on count 10, the stay of the personal use enhancement is lifted; and (5) a five-year prior prison term enhancement is added under section 667, subdivision (a). As modified, the judgment is affirmed. The clerk shall serve a copy of the modified abstract of judgment on the Department of Corrections.

Jackson, J. (Assigned)

We concur:   Turner, P.J.  
                          Grignon, J.

[illegible]

The judgment is affirmed.

Jackson, J. (Assigned)

We concur:   Turner, P.J.  
                      Grignon, J.

DIVISION FIVE (Continued)

B097926      Yun Ping Zhuang      (Not for Publication)

v.

Tad Fujiwara, et al.

The summary judgment for Fujiwara is affirmed. The appeal is dismissed as to the discovery orders and as to the court clerk's failure to enter Agatep's default. Respondent Fujiwara to recover his costs on appeal.

Jackson, J. (Assigned)

We concur:   Grignon, Acting P.J.  
                  Armstrong, J.

DIVISION SEVEN

Court convened at 9:00 A.M.

Present: Lillie, P.J., Johnson, J., Woods, J., Neal, J., Simpson, J. (Assigned), and Emma Jean Amos, Deputy Clerk.

B109865      Daley  
v.  
Public Employees' Retirement System

Merits:

Argued by Richard Maness for appellant and by Thomas Wicke for respondent. Cause submitted.

B111164      Pineda  
v.  
Ennabe

Merits:

Argued by Thomas Russell for respondent and no appearance for appellant. Cause submitted.

DIVISION SEVEN (Continued)

B102993     Rodriguez  
              v.  
              Linton/Dresser Company

Merits:  
Argued by Dale Fiola for appellant and by Patrick Hatcher for respondent.  
Cause submitted.

B101355     Forman  
              v.  
              Chicago Title Ins. Company

Merits:  
Argued by Barbara Ravitz for appellant and by Susan Mitchell for  
respondent. Cause submitted.

B107818     Gohor  
              v.  
              Long Beach Memorial Medical Center

Merits:  
Argued by Rosa Cruz for appellant and by Carol Isackson for respondent.  
Cause submitted.

B111432     Gibson  
              v.  
              Rivera

Merits:  
Argued by Gary Bostwick for appellant and by Alan Isaacman for  
respondent. Cause submitted.

B109277     Funderburk  
              v.  
              Wolfe

Argument waived, cause submitted.

DIVISION SEVEN (Continued)

B105715     Scherlong  
                 v.  
                 Jana Lenz P.

Argument waived, cause submitted.

B099495     Transit Mix Concrete  
                 v.  
                 Republic Concrete

Argument waived, cause submitted.

Court recesses.

The Court reconvened at 2:00 P.M.

Present: Lillie, P.J., Johnson, J., Woods, J., Neal, J., Simpson, J. (Assigned), and Emma Jean Amos, Deputy Clerk.

B111954     Maniscalco  
                 v.  
                 Meserve Mumpher & Hughes

Merits:  
Argued by Paul Mahoney for appellant and by Timothy Gravitt for respondents. Cause submitted.

B109693     Piccard Financial Group  
                 v.  
                 DSL Service Company

Merits:  
Argued by Julian Warner for appellant and by John Devine for respondent.  
Cause submitted.

DIVISION SEVEN (Continued)

B096817     Chan  
               v.  
               Sako

Merits:

Argued by Joseph Strabala for appellants and by John Pringle for respondents. Cause submitted.

B112015     Industrial Bank  
               v.  
               Eric Monte

Appearances:

Eric Monte, respondent in propria persona and no appearance by counsel for appellant. Cause submitted.

B112582     Henry Mayo Newhall Memorial Hospital  
               v.  
               Belshe

Merits:

Argued by Thomas Weiss for appellant and by Jonathan Davis, deputy attorney general, for respondent. Cause submitted.

B112707     Canada Life Assurance Company  
               v.  
               Thrifty Jr., Inc.

Merits:

Argued by Douglas Painter for appellants and by Amy Hsieh for respondent. Cause submitted.

Court adjourned.